

Please type a plus sign (3+) inside this box (4+)

PTO/SB/21 (08-00)

Approval for use through 10/31/2002. OMB 0651-0031
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE
Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

## Application Number 09/976,597 **TRANSMITTAL** Filing Date Oct 12, 2001 **FORM** First Named Inventor Fries, William M. Group Art Unit **TBD** (to be used for all correspondence after initial filing) **Examiner Name TBD** Total Number of Pages in This Submission Attorney Docket Number 70683 ENCLOSURES (check all that apply) Assignment Papers After Allowance Communication 図 Fee Transmittal Form (for an Application) Appeal Communication to Board Fee Attached Drawing(s) of Appeals and Interferences Appeal Communication to Group Amendment / Reply Licensing-related Papers (Appeal Notice, Brief, Reply Brief) After Final Petition Proprietary Information Petition to Convert to a Affidavits/declaration(s) Status Letter **Provisional Application** Power of Attorney, Revocation Change of Other Enclosure(s) (please Extension of Time Request Correspondence Address identify below): Express Abandonment Request Terminal Disclaimer Duplicate of Fee Transmittal Form RECEIVED TO 1700 Information Disclosure Statement Request for Refund Certified Copy of Priority CD, Number of CD(s) Document(s) Remarks Response to Missing Parts/ Incomplete Application Response to Missing Parts under 37 CFR 1.52 or 1.53 SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT Individual name Scott J. Menghini, Reg. No. 42,880 Signature January 31, 2002 Date CERTIFICATE OF MAILING I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Box PGPUB Drawings, Assistant Commissioner for Patents, Washington, D.C. 20231, on this date: Typed or printed name Scott J. Menghini Soul. Date January 31, 2002

Burden Hour Statement: This form is estimated to take 0.2 houghto complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents. Washington, DC 20231.

## JOPY OF PAPERS ORIGINALLY FILED

Approved for use through 10/31/2002. OMB 0651-0032

U.S. Patent and Trademark office: U.S. DEPARTMENT OF COMMERCE
of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number. FE3 1 4 2002 Paperwork Reduction

## for FY 2002

Patent fees are subject to annual revision.

(\$) 130.00

TOTAL AMOUNT OF PAYMENT

Complete if Known					
Application Number	09/976,597				
Filing Date	10/12/2001				
First Named Inventor	Fries, William M.				
Examiner Name	TBD				
Group Art Unit	TBD				
Attorney Docket No.	70683				

METHOD OF PAYMENT		FEE CALCULATION (continued)						
The Commissioner is hereby authorized to charge indicated fees and credit any overpayment to:		DITIOI Large Entity		EES Small Entity				
Deposit Account Number 06-1135	Fee Code	Fee (\$)	Fee Code	Fee (\$)	Fee Description	Fee Paid		
Deposit Account Name Fitch, Even, Tabin & Flannery	105	130	205	65	Surcharge - late fling fee or oath			
X Charge Any Additional Fee Required Under 37 CFR 1.16 and 1.17	127	50	227	25	Surcharge - late provisional filing fee or cover sheet			
Applicant claims small entity status. See 37 CFR 1.27	139	130	139	130	Non-English specification			
2. Payment Enclosed:	147	2,520	147	2,520	For filing a request for ex parte reexamination			
Check Credit card Money Order Other	112	920*	112	920*	Requesting publication of SIR prior to Examiner action			
FEE CALCULATION	113	1,840*	113	1,840*	Requesting publication of SIR after Examiner action			
1. BASIC FILING FEE	115	110	215	55	Extension for reply within first month			
Large Entity Small Entity	116	400	216	200	Extension for reply within second month			
Fee Fee Fee Fee Description Code (\$) Code (\$) Fee Paid	117	920	217	460	Extension for reply within third month			
101 740 201 370 Utility filing fee	118	1,440	218	720	Extension for reply within fourth month			
106 330 206 165 Design filing fee	128	1,960	228	980	Extension for reply within fifth month			
107 510 207 255 Plant filing fee	119	320	219	160	Notice of Appeal			
108 740 208 370 Reissue filing fee	120	320	220	160	Filing a brief in support of an appeal			
114 160 214 80 Provisional filing fee	121	280	221	140	Request for oral hearing			
	138	1,510	138	1,510	Request for oral hearing  Petition to institute a public use proceeding			
SUBTOTAL (1) (\$)	140	110	240	55	Petition to revive - unavoidable	08		
2. EXTRA CLAIM FEES	141	1,280	241	640	Petition to revive - unintentional	7. 300		
Fee from Extra Claims below Fee Paid	142	1,280	242	640	Utility issue fee (or reissue)	<b>7</b>		
Total Claims Z -20**= X =	143	460	243	230	Design issue fee	Un		
Independent -3**= X = =	144	620	244	310	Plant issue fee			
Multiple Dependent =	122	130	122	130	Petitions to the Commissioner	130.00		
Large Entity Small Entity	123	50	123	50	Processing fee under 37 CFR 1.17(q)			
Fee Fee Fee Fee Fee Description	126	180	126	180	Submission of Information Disclosure Stmt			
103 18 203 9 Claims in excess of 20	581	40	581	40	Recording each patent assignment per property (times number of properties)			
102 84 202 42 Independent claims in excess of 3	146	740	246	370	Filing a submission after final rejection (37 CFR § 1.129(a))			
104 280 204 140 Multiple dependent claim, if not paid	149	740	249	370	For each additional invention to be examined (37 CFR § 1.129(b))			
109 84 209 42 **Reissue independent claims over original patent	179	740	279	370	Request for Continued Examination (RCE)			
110 18 210 9 ** Reissue claims in excess of 20 and over original patent	169	900	169	900	Request for expedited examination of a design application			
SUBTOTAL (2) (\$)	Other	fee (spe	cify)					
**or number previously paid, if greater; For Reissues, see above	*Reduc	ced by B	Basic Fili	ng Fee I	Paid SUBTOTAL (3) (\$) 130.00	,		

SUBMITTED BY Complete (if applicable)										
Name (Print/Type)	Scott J. Menghini		Registration No. (Attorney/Agent)	42,880	Telephone	858-552-1311				
Signature	Seves !-	W/			Date	January 31, 2002				

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization of PTO-2038.

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.